P.R. No. 1936/06
Presented by Shri Hemant Nayak
19/12/06

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IN THE HIGH COURT OF JUDICATURE CHHATTISGARH
AT BILASPUR

W.P.NO. 736 / 2006 Single Bench

Petitioner : Hemant Kumar Nayak
S/o Late Shri Lala Ram Nayak,
Aged about 28 years,
Resident of C/o Smt.Bimla Bai
Gram – Bital (Gendatola),
Tehsil & Dist : Rajnandgaon-(C.G.).

Versus

Respondents :

1. State of Chhattisgarh
Through The Secretary
General Administrative Department
(G.A.D.)
Mantralaya at D.K.S. Bhawan, Raipur,
Dist : Raipur-(C.G.)

2. The Collector,
Dist : Rajnandgaon-(C.G.)

3. The District Education Officer,
Dist : Rajnandgaon-(C.G.)

4. State of Madhya Pradesh
Through the Secretary,
General Administrative Department,
Mantralaya at Vallabh Bhawan, Bhopal,
Dist : Bhopal-(M.P.)

5. Union of India,
Through the Principle Secretary,
Department of Personal & Training &
Public Grievances, Shastri Marg,
New Delhi

THAKUR VIJAY SINGH
Asst. Solicitor General of India
CHHATTISGARH HIGH COURT
High Court Campus, Bilaspur (C.G.)

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WRIT PETITION U/A 226 / 227 OF THE CONSTITUTION OF INDIA

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XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.7-86/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

27-2-2006

Shri Rakesh Anthony, counsel for the petitioner.

Shri G.K. Beriwal, Dy. Advocate General, for the State of C.G.

Shri S.S. Rajpoot, Advocate, for the State of M.P.

Heard.

Learned counsel for the petitioner submits that the petitioner's father, who was working as Patwari, died during service period on 30-8-1998 and thereafter the petitioner applied for compassionate appointment which was denied. It is further submitted that in batch of cases bearing W.P. No.1322/2002 involving the same question orders have been passed by this Court on 20/12/2005. He prays that similar orders may be passed in this case also.

Learned counsel for the State does not dispute the above fact and states that the State of Chhattisgarh has taken a decision to consider the cases of dependants of those employees who died on or after 1/11/1997 strictly in accordance with the policy prevalent at that time.

In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State of Chhattisgarh and the authorities concerned to consider and decide the case of the petitioner in accordance with the policy prevalent at the time of death of his father. If the petitioner found eligible, appointment orders will be issued as early as possible preferably within a period of four months. The petitioner is also directed to render due co-operation to the authorities. It is made clear that if any grievance still remains, the petitioner

[पीछे देखिये

XI-HC-22

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आदेश पत्रक

मामला क्रमांक WP 786/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
H/-	may avail the remedy available under the law including filing of the petition before this Court. With the aforesaid observations, this petition stands disposed of. Certified copy as per rules. Copy to the State counsel, who will be obliged to communicate the order to the respondents for compliance. **Sd/-** **Fakhruddin** **Judge**	

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9/3/06